



Utah HCBS Settings Transition Plan Review Process

Background:

On March 17, 2014, new federal Medicaid rules for Home and Community Based Services (HCBS) went into effect. The rules impact many parts of HCBS. One of the most important topics is the places where HCBS services can be provided.

Because HCBS programs are offered as alternatives to nursing and intermediate care facility services, the new rules make sure that HCBS are provided in settings that are not institutional in nature. To follow this rule, states must make sure that HCBS settings are part of a larger community, people are able to have choices about their service settings, and that people are assured their rights to privacy, dignity and respect.

States must evaluate their HCBS programs to determine the level of compliance with the new rules. If a state finds that it does not comply, it will have to describe what it will do to fix the problems within specific time frames. This evaluation and remediation process must be described for all HCBS programs within a general *Transition Plan* and within individual plans for each HCBS waiver.

Public Review and Input into Draft Transition Plan:

States must actively engage the public and give program participants, advocates, providers and other community stakeholders the chance to give input into making the *Transition Plans*.

The rule requires the following public notice/public input elements:

- 30-day public notice and comment period on the draft *Transition Plan* the state intends to submit to CMS
- At least two statements of public notice including a description of procedures on providing comment and feedback
- Consideration and modification of the *Transition Plans*, as the state deems appropriate, to account for public comment

Utah will take the following steps to assure it meets the public notice and input requirements:

- Make the Draft *Transition Plan* available on the Utah Department of Health (DOH) website: <http://health.utah.gov/ltc/hcbstransition>
- Distribute the *Transition Plan* link through DOH and DHS listservs
- Hold a public meeting to review the draft *Transition Plan*



DRAFT HCBS TRANSITION PLANNING MEETING INFORMATION

WHERE: Utah Department of Health
Cannon Building, Room 125
288 N 1460 W, Salt Lake City

WHEN: Friday, January 25, 2019 1:00PM – 2:30PM

- Distribute the *Transition Plan* link to known advocacy and stakeholder organizations with a request for distribution among their constituencies
- Provide information about the *Transition Plan* at any regularly scheduled stakeholder meetings
- For people who don't have computer or internet access, make hard copies of the *Transition Plan* available to case management and support coordination agencies and local state agency offices throughout the state
- People will be able to call the Medicaid agency at 801-538-6613 and request to have a hard copy of the *Transition Plan* mailed to them

Procedures on Providing Comment and Feedback:

Once distributed, Utah will accept public comments and recommendations about the draft for a minimum 30-day period. Public comment will be accepted through any of the following:

- DOH Website: <http://health.utah.gov/ltc/hcbstransition>
- Mail: Utah Department of Health
Division of Medicaid & Health
Financing Attn: HCBS Transition
Planning Comments PO BOX 143112
Salt Lake City, UT 84114-3112
- Fax: 801-323-1588

The state will carefully consider public comments and will modify the *Transition Plan* as it deems appropriate, to account for public comment.